

Examiner-Initiated Interview Summary	Application No.	Applicant(s)	
	09/989,534	LOWRY, CHARLES V.	
	Examiner	Art Unit	
	David A. Lambertson	1636	

All Participants:

Status of Application: _____

(1) David A. Lambertson.

(3) _____.

(2) Kathy Smith Dias.

(4) _____.

Date of Interview: 5 August 2004

Time: _____

Type of Interview:

- ☒ Telephonic
☐ Video Conference
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☒ No
 If Yes, provide a brief description:

Part I.

Rejection(s) discussed:

Potential 112, first and second paragraph rejections

Claims discussed:

10, 11, 40 and 41

Prior art documents discussed:

Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:

See Continuation Sheet

Part III.

- ☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.
☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

 (Examiner/SPE Signature)

 (Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: Applicant's representative was contacted regarding a potential Examiner's Amendment. The Office indicated that claim 10 allegedly introduced New Matter with the term "pUC-based plasmids", claim 11 failed to indicate proper antecedent basis, and that claims 40 and 41 were objected to for referring to a Figure (whereas it was preferred that the claim recite the material being claimed that was set forth in the Figures; i.e., that the claim recite the plasmid names that were being claimed). While not acquiescing to the correctness of the Office's allegations, Applicant's representative authorized the attached Examiner's Amendment for the sole purpose of furthering prosecution to allowance. It is further noted that Applicant reserves the right to pursue the subject matter of claim 10 in one or more continuing applications.